



## TECHNICAL BULLETIN

Asbestos Surveys - Update  
February 28, 2006

This bulletin will restate the City of Arlington's policy with respect to proof of asbestos surveys before certain building permits may be issued.

SB 509, 77<sup>th</sup> Legislature (for the complete text of bill see: <http://www.capitol.state.tx.us/>) established mandates for municipalities to require proof of an asbestos survey before the issuance of certain building permits. The Texas Administrative Code (TAC) (for the complete text of TAC see: <http://www.tdh.state.tx.us/beh/asbestos/ruleindx.htm>) expands and further clarifies the statute. The TAC rules are binding on the municipalities.

The language in the statute creates confusion when referring to "renovations/remodel" of public and commercial buildings. The Building Inspections Division (BI) historically exempted the initial tenant finish out of new shell buildings from the requirements of proof of asbestos surveys based on this language. However, the definition of "renovation" in the TAC is quite clear and includes the initial tenant finish out and does require proof of asbestos survey before a permit may be issued. In lieu of proof of an asbestos survey, the statute and the TAC provides that a licensed architect or engineer may provide certification that the affected parts of the building do not contain asbestos.

The effective change of this Technical Bulletin is that all remodel, renovations, demolitions and initial tenant finish out will require proof of an asbestos survey prior to the issuance of a building permit unless otherwise exempted by TAC.

An example of the certification that may be provided by a licensed architect or engineer is attached.

{Date}

City of Arlington  
Building Inspections Department  
PO Box 231  
Arlington, TX 76004-0231

RE: Asbestos Survey - {Project Address}

Dear Sir or Madam:

I have reviewed the MSDS sheets for the materials used in the original construction, the subsequent additions, renovations or alterations of all parts of the building affected by the planned renovation or demolition, and any asbestos surveys of the building previously conducted in accordance with the Texas Asbestos Health Protection Act; and, in my professional opinion, all parts of the building affected by the planned addition, renovation or demolition do not contain asbestos.

Signed and Sealed by an

Architect or Engineer licensed to practice in the State of Texas